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| TRAN | SMITTAL | Filing Date | August 21 | , 2001 | | | |
| FORM | | First Named Inventor | Lichtenste | in | | | |
| | | Art Unit | 2154 | | | | |
| (to be used for all corre | espondonce after initial filing) | Examiner Name | J. Hu | | | | |
| Total Number of Pages | In This Submission 5 | PA1686U | 3 | | | | |
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| Date January 17, 2006 Reg. No. 32,246 | | | | | | | |
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Walter D. Lichtenstein et al.

SERIAL NUMBER:

09/935,016

FILING DATE:

August 21, 2001

TTTLE:

System and Method for Scheduling and Executing Data

Transfers Over a Network

EXAMINER:

Jinsong Hu

ART UNIT:

2154

ATTY, DKT, NO.:

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Pursuant to the provisions of 37 C.F.R. §§ 1.56 and 1.97-98 of the Rules of Practice in Patent Cases, enclosed herewith is form PTO-SB-08a, listing four references.

Applicants declare, in accordance with 37 C.F.R. § 1.97(e)(2), that no item of information contained in the information disclosure statement was cited in a

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communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after having made a reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the information disclosure statement.

The Examiner is requested to make these references of official record in this application. The references cited may be material to examination of the application and are submitted in compliance with Applicants' duty of disclosure as defined by 37 C.F.R. § 1.56.

No representation is made or intended as to the completeness of this list, nor is the inclusion of any reference on this list an admission that it is prior art or pertinent to this application. No fee is due with this submission.

> Respectfully submitted, Walter D. Lichtenstein et al.

January 17, 2006

By: Kenneth M. Kuslow Reg. No. 32,246

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| Substitute for form 1449/PTO | Complete if Known | | |
|-----------------------------------|------------------------|-----------------|--|
| | Application Number | 09/935,016 | |
| INFORMATION DISCLOSURE | Filing Date | August 21, 2001 | |
| | First Named Inventor | Lichtenstein | |
| STATEMENT BY APPLICANT | Art Unit | 2154 | |
| (Use as many sheets as necessary) | Examiner Name | J. Hu | |
| Sheet 1 of 1 | Attorney Docket Number | PA1686US | |

| | | | | DOCUMENTS . | |
|-----------------------|-------------|---|-----------------------------|--|--|
| Examiner Initials* | Cita No. | Document Number Number-Kind Cade ^{2 (F) (Masser)} | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns. Lines, Whore Relevant Passages or Relevan Figures Appear |
| | 1 | ^{US-} 6,789,108 B1 | 09-07-2004 | McMillan | |
| | | ^{US-} 6,816,798 B2 | 11-09-2004 | Pena-Nieves et al. | |
| | | ^{us} - 6,959,327 B1 | 10-25-2005 | Vogl et al. | |
| | | ^{Ų\$-} 6,959,451 B1 | 10-25-2005 | Ramanathan | |
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Complete if Known Substitute for form 1449/PTO Application Number 09/935,016 Filing Date August 21, 2001 INFORMATION DISCLOSURE First Named Inventor Lichtenstein STATEMENT BY APPLICANT Art Unit (Use as many sheets as necessary) Examiner Name J. Hu Attorney Docket Number PA1686US Sheet

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|---------------------|--------------|--|-----------------------------|--|---|
| Exeminer nibals" | Cite No.1 | Document Number Number-Kind Code ^{2 (f known)} | Publication Date MM-DD-YYYY | Name of Patentes or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | ^{US-} 6,789,108 B1 | 09-07-2004 | McMillan | |
| | | ^{US-} 6,816,798 B2 | 11-09-2004 | Pena-Nieves et al. | |
| | | ^{US-} 6,959,327 B1 | 10-25-2005 | Vogl et al. | |
| | | ^{US-} 6,959,451 B1 | 10-25-2005 | Ramanathan | |
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